

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT TACOMA

ROBERT AYERS DaSILVA,

Petitioner,

v.

STATE OF WASHINGTON AND PIERCE
COUNTY,

Respondents.

Case No. C07-5491BHS

ORDER ADOPTING REPORT
AND RECOMMENDATION

The Court having reviewed the Report and Recommendation of the Hon. J. Kelley Arnold United States Magistrate Judge, objections to the Report and Recommendation, if any, and the remaining record, does hereby find and Order:

- (1) The Court adopts the Report and Recommendation;
- (2) The petition is dismissed. As a Habeas Corpus petition the matter is **DISMISSED WITH PREJUDICE**. As a Writ of Coram Nobis the matter is **DISMISSED WITHOUT PREJUDICE**.
- (3) The clerk is directed to send copies of this Order to Petitioner, and to the Hon. J. Kelley Arnold.

DATED this 8th day of November, 2007.


BENJAMIN H. SETTLE
United States District Judge

ORDER